



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **McEntire, Allen, et al.**

Serial No.: **10/630,952**

Art Unit: **3751**

Filed: **July 30, 2003**

Examiner: **Unknown**

For: **Bathtub Wastewater Head Fitting**


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
Mail Stop: Non-Fee Amendment
P.O. Box 1450
Alexandria, VA 22313-1450

Preliminary Remarks

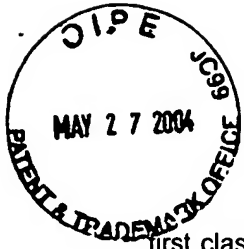
The attached Information Disclosure Statement discloses three United States patents (Fritz '531, '532, and '664), that relate to overflow waste assemblies. The prior art teaches a multiple part assembly, principally an elbow fitting and a retaining body turned into the fitting. While a breakout test plug is integrally formed in a retaining body, none of the disclosed prior shows or suggests an integral test plug disposed within the flow passage of the elbow fitting between the flange mouth and the open collar as claimed in the present application. Consequently, the disclosed prior art does anticipate or make obvious the claimed invention of this application.

Respectfully submitted,



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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 24, 2004.

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5/24/04
(Date)